

## Notice of Rulemaking Hearing

### Tennessee Department of Health Division of Emergency Medical Services

There will be a hearing before the Division of Emergency Medical Services to consider the promulgation of amendments of rules pursuant to T.C.A., §§ 68-140-502, 68-140-503, 68-140-504, 68-140-514, and 68-140-522. The hearing will be conducted in the manner prescribed by the Uniform Administrative Procedures Act, Tennessee Code Annotated, Section 4-5-204 and will take place in conference room 133 of the Cordell Hull Building, First Floor, located at 425 Fifth Avenue North, Nashville, Tennessee at 10:00 a.m., Central Daylight Time, on the 16<sup>th</sup> day of June, 2006.

Any individuals with disabilities who wish to participate in these proceedings or review these filings should contact the Department of Health, Division of Emergency Medical Services to discuss any auxiliary aids or services needed to facilitate such participation. Such initial contact may be made no less than ten (10) days prior to the scheduled meeting date or the date the party plans to review such filings, to allow time for the Division of Emergency Medical Services to determine how it may reasonably provide such aid or service. Initial contact may be made with Richard F. Land, Director of Ambulance Service Licensure and Regulation, Division of Emergency Medical Services, Cordell Hull Building, First Floor, 425 Fifth Avenue, North, Nashville, TN 37247-0701, 615-741-2584.

For a copy of the entire text of the notice of rulemaking, contact Richard F. Land, Director of Ambulance Service Licensure and Regulation, Division of Emergency Medical Services, Cordell Hull Building, First Floor, 425 Fifth Avenue, North, Nashville, TN 37247-0701, 615-741-2584.

## Substance of Proposed Rules

### New Rule

#### 1200-12-6

#### Emergency Medical Services Board Officers and Procedures

### Table of Contents

1200-12-6-.01 Responsibilities of the Board Chairperson  
1200-12-6-.02 Procedures for Contested Cases before the EMS Board  
1200-12-6-.03 Petitions for Reconsideration and Stays

#### 1200-12-6-.01 Responsibilities of the Board Chairperson

- (1) The Board shall annually elect from its members a Board Chairperson, or at the next board meeting as a vacancy occurs or as a term expires, who shall preside at all Board meetings.
- (2) The Chairperson is authorized to call and schedule such meetings as necessary to conduct the business of the Board and to certify the actions of the Board.
- (3) In the absence of the duly elected chairperson, the Board may elect a Chairperson pro tem, who may preside over that meeting and certify the actions or orders from that meeting.

#### 1200-12-6-.02 Procedures for Contested Cases before the EMS Board

- (1) All contested cases before the Board shall be conducted pursuant to the Rules of Procedure for Contested Cases of the Rules of the Secretary of State as compiled at Chapter 1360-4-1.

1200-12-6-.03 Petitions for Reconsideration and Stays

- (1) The Board authorizes the member who chaired the Board for a contested case to be the agency member to make the decisions authorized pursuant to rule 1360-4-1-.18 regarding petitions for reconsiderations and stays in that case.

Authority: T.C.A. §§ 4-5-202, 4-5-204, 68-140-503, 68-140-504, 680-140-514, and 68-140-522.

Legal Contact:

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Office of the General Counsel  
Department of Health  
William Snodgrass Tower, 26<sup>th</sup> Floor  
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Contact for disk acquisition and/or party who will approve final copy for publications:

Richard F. Land, Director  
Ambulance Service Licensure and Regulation  
Division of Emergency Medical Services  
First Floor, Cordell Hull Building  
425 Fifth Avenue North  
Nashville, TN 37247-0701  
Telephone (615) 741-2584

I certify this is an accurate and complete representation of the intent and scope of rulemaking proposed by the Division of Emergency Medical Services.

\_\_\_\_\_  
Joseph B. Phillips, Director  
Emergency Medical Services

Subscribed and sworn to before me on this \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
Notary Public

My commission expires on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

The notice of rulemaking set out herein was properly filed in the Department of State on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
Riley C. Darnell  
Secretary Of State

By: \_\_\_\_\_